

Notice of Allowability	Application No.	Applicant(s)	
	09/801,929	THACKER ET AL.	
	Examiner	Art Unit	
	Jimmy H. Nguyen	2629	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the RCE filed on 8/2/2007.
2. ☒ The allowed claim(s) is/are 1,4,5,7,9,25,26,28-38,40-44 and 46-52.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| <ol style="list-style-type: none"> 1. <input type="checkbox"/> Notice of References Cited (PTO-892) 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____ 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | <ol style="list-style-type: none"> 5. <input type="checkbox"/> Notice of Informal Patent Application 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date <u>attached hereto</u>. 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance 9. <input type="checkbox"/> Other _____. |
|---|--|

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with John R. Sanders on August 17, 2007.

2. The application has been amended as follows:

In the claims:

Claim 1:

Insert -- **first** -- immediately before “**stylus**” in lines 4 and 6 and

Insert -- **to select a bull's-eye function in the user interface** -- immediately after “**user**” in line 15.

Claim 5:

Change “**comprises**” in line 8 to -- **comprising** --.

Claim 32:

Insert -- **to select a bull's-eye function in the graphical user interface** -- immediately after “**input**” in line 12.

Claim 46:

Insert -- **first** -- immediately before “**stylus**” in line 1.

REASONS FOR ALLOWANCE

3. The following is an examiner's statement of reasons for allowance: the claimed invention is directed to a method for emulating a keyboard-modified two-button mouse-type computer input device. Independent claim 1 identifies the uniquely distinct features, “receiving a third stylus input from the user to select a bull’s-eye function in the user interface; and sending, to a location corresponding to the third stylus input, an emulation of a keyboard-modified mouse button event corresponding to a mouse button click modified by the selected at least one user-selected keyboard modification function” presently recited in last 5 lines and in light of the above amendment. Similarly, independent claim 5 identifies the uniquely distinct features, “receiving a user selection of the bull’s-eye function; and sending, in response to receiving the user selection of the bull’s-eye function, an emulation of a keyboard-modified mouse button event corresponding to a right mouse button click modified by the selected at least one keyboard modification function” presently recited in last 5 lines and in light of the above amendment. Independent claim 32 similarly identifies at least the uniquely distinct features, “responsive to a second stylus to select a bull’s-eye function, sending an emulation of a modified mouse button event modified in accordance with the at the at least one user-selected keyboard function” presently recited in last 3 lines and in light of the above amendment. The closest prior arts, Akiyama et al. (US 6,018,336), Moran et al. (US 5,500,935) and Levine et al. (US 5,625,833) all discussed in the Office Action dated 03/02/2007, either singularly or in combination, fail to anticipate or render the above underlined limitations obvious.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

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fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

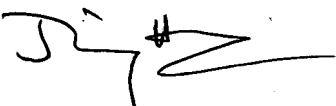
4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jimmy H. Nguyen whose telephone number is 571-272-7675.

The examiner can normally be reached on Monday - Thursday, 8:00 a.m. - 5:00 p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bipin Shalwala can be reached at 571-272-7681. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JHN
August 20, 2007



Jimmy H. Nguyen
Primary Examiner
Technology Division: 2629